

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
LYNCHBURG DIVISION**

<b>UNITED STATES OF AMERICA</b>	)	
	)	<b>Criminal Action No. 6:13cr00011-1</b>
	)	
<b>v.</b>	)	<b><u>2255 FINAL ORDER</u></b>
	)	
<b>JEFFREY LAWSON MCCORMICK,</b>	)	<b>By: Norman K. Moon</b>
<b>Petitioner.</b>	)	<b>United States District Judge</b>

In accordance with the Memorandum Opinion entered this day, it is hereby **ORDERED** and **ADJUDGED** that McCormick's letter (Docket No. 39) is **CONSTRUED** as a motion to vacate, set aside, or correct sentence pursuant to 28 U.S.C. § 2255; the § 2255 is **DISMISSED without prejudice**; and this action is **STRICKEN** from the active docket of the court.

Further, finding that McCormick has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c)(1), a certificate of appealability is **DENIED**.

The Clerk of the Court is directed to send a copy of this Order and the accompanying Memorandum Opinion to petitioner.

**ENTER:** This 9<sup>th</sup> day of January, 2014.

  
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NORMAN K. MOON  
UNITED STATES DISTRICT JUDGE